

REMARKS/ARGUMENTS

Favorable reconsideration of this application, as presently amended and in light of the following discussion, is respectfully requested.

Claims 1-4, and 15-24 are pending in the present application, Claims 1-4, 15, and 21 having been amended, and Claims 5-14 and 25-29 having been canceled without prejudice or disclaimer. Support for the amendments to Claims 1-4, 15, and 21 is found, for example, in Figs. 9 and 10. Applicant respectfully submits that no new matter is added.

In the outstanding Office Action, Claims 1-7, 9-12, and 14-20 were rejected under 35 U.S.C. §112, first paragraph, as failing to comply with the written description requirement; and Claims 1-7, 9-12, and 14-24 were rejected under 35 U.S.C. §102(e) as anticipated by Cloutier et al. (U.S. Patent No. 6,535,586, hereinafter Cloutier).

Applicant thanks the Examiner for the courtesy of an interview extended to Applicant's representative on January 26, 2007. During the interview, differences between the present invention and the applied art, and the rejections noted in the outstanding Office Action were discussed. No agreement was reached pending the Examiner's further review when a response is filed. Arguments presented during the interview are reiterated below.

Applicant respectfully submits that the rejection under 35 U.S.C. §112, first paragraph is moot in light of the amendment to the Claims. The claims are amended to remove "including information from said attached file."

With respect to the rejection of Claim 1 as anticipated by Cloutier, Applicant respectfully submits that the amendment to Claim 1 overcomes this ground of rejection. Amended Claim 1 recites, *inter alia*, "a mobile communication terminal configured...to transmit an acquisition instructing signal to an information processing apparatus in order to instruct said information processing apparatus to acquire said urgent mail and attached file; and said information processing apparatus configured to acquire said urgent mail including

said attached file from said mail server, in response to said acquisition instructing signal transmitted from said mobile communication terminal.” Cloutier does not disclose or suggest at least these elements of amended Claim 1.

Fig. 1 of Cloutier is a block diagram depicting a system for providing enhanced messaging services. Remote mail server 110 and messaging system 120 work together to provide wireless device 170 with notification that a user has received a new message. Messaging system server 120 provides notification to an enhanced messaging subscriber of high priority e-mail messages by transmitting a wireless message to a wireless device 170 carried by the subscriber.<sup>1</sup> When the user receives a new message, messaging system server 120 retrieves a sufficient portion of the message and uses this portion to generate a unique message code. For example, the retrieved portion of the message may include only the “date” and “from” fields of the message. Using a hash function and the retrieved portions, a message code is generated, and the message code is transmitted to the wireless device 170. Based on this message code, the user is alerted to the fact that he has received a new message. To retrieve the message, the user uses a separate access device 190 (a telephone or personal computer).

In embodiments where the access device 190 is a telephone, the user will use the telephone to access a user interface 140. User interface 140 will use a text to speech conversion process to speak the message to the user.

In embodiments where the access device 190 is a personal computer, the user will use the personal computer to download the message.

However, Cloutier does not disclose or suggest that wireless device 170 transmits any signal to access device 190. In Cloutier, the user must physically use the access device to download the message or have the message read to them. In the claimed invention, the

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<sup>1</sup> Cloutier, col. 3, lines 62-66.

mobile communication device is configured to transmit an acquisition instructing signal to an information processing apparatus in order to instruct the information processing apparatus to acquire the message and attached file. In response to receiving the acquisition instructing signal, the information processing apparatus acquires the message and attached file.

As shown in Fig. 1 of Cloutier, there is no connection between wireless device 170 and access device 190. Thus, the wireless device in Cloutier cannot send an acquisition instructing signal to the access device.

Thus, Cloutier does not disclose or suggest the claimed “a mobile communication terminal configured...to transmit an acquisition instructing signal to an information processing apparatus in order to instruct said information processing apparatus to acquire said urgent mail and attached file; and said information processing apparatus configured to acquire said urgent mail including said attached file from said mail server, in response to said acquisition instructing signal transmitted from said mobile communication terminal.”

In view of the above-noted distinctions, Applicant respectfully submits that Claim 1 (and any claims dependent thereon) patentably distinguish over Cloutier.

Claim 15 also patentably distinguishes over Cloutier. Claim 15 recites, “receiving means for receiving a mail-arrival notifying signal together with a summary of an electronic mail to make a notice that said electronic mail arriving at a prescribed mail server is an urgent mail; and transmitting means for transmitting an acquisition instructing signal to a remote information processing apparatus to instruct said information processing apparatus to acquire said urgent mail including an attached file.” No component in the system of Cloutier includes both the claimed “receiving means” and “transmitting means.”

As noted above, the wireless device 170 is not disclosed as transmitting an acquisition instructing signal to a remote information processing apparatus to instruct the information

processing apparatus to acquire the urgent mail including an attached file. The wireless device merely receives notification that the user has received an email.

Messaging system server sends a notification signal to the wireless device. However, the messaging system server does not transmit an acquisition instructing signal to a remote information processing apparatus to instruct the information processing apparatus to acquire the urgent mail including an attached file.

Although the entire email can be acquired by access device 190 from the messaging system server, this is not done in response to an acquisition signal sent by the messaging system server.

Remote mail server sends email messages to the messaging system server. However, the remote mail server does not transmit an acquisition instructing signal to a remote information processing apparatus to instruct the information processing apparatus to acquire the urgent mail including an attached file.

Thus, Applicant respectfully submits that Claim 15 (and any claims dependent thereon) patentably distinguishes over Cloutier.

Applicant also respectfully submits that Claim 21 patentably distinguishes over Cloutier. Claim 21 recites, “receiving means for receiving an acquisition instructing signal transmitted from a remote prescribed mobile communication terminal, according to a mail-arrival notifying signal to make a notice that an electronic mail arriving a prescribed mail server is an urgent mail; and mail acquiring means for acquiring said urgent mail including an attached file from said mail server in response to said acquisition instructing signal received from said mobile communication terminal.” No component in the system of Cloutier includes both the claimed “receiving means” and “mail acquiring means.”

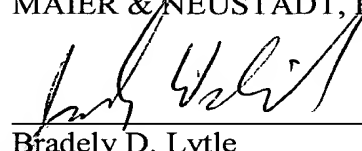
Cloutier only disclose that the messaging system server and the access device receive the entire email. However, neither of them receives "the acquisition instructing signal" from a mobile communication terminal.

Thus, Applicant respectfully submits that Claim 21 (and any claims dependent thereon) patentably distinguish over Cloutier.

Consequently, in light of the above discussion and in view of the present amendment, the present application is believed to be in condition for allowance and an early and favorable action to that effect is respectfully requested.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.



Bradely D. Lytle  
Attorney of Record  
Registration No. 40,073

Customer Number

**22850**

Tel: (703) 413-3000  
Fax: (703) 413 -2220  
(OSMMN 06/04)

Joseph Wrkich  
Registration No. 53,796